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**TITLE 405 OFFICE OF THE SECRETARY OF  
FAMILY AND SOCIAL SERVICES**

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To: Honorable Jerry Denbo, Chairperson  
c/o Mr. George Angelone  
The Administrative Rules Oversight Committee

From: Donna Stolz Sembroski, Staff Attorney

Date: May 23, 2002

cc: Karen Davis, General Counsel, FSSA  
Melanie Bella, Assistant Secretary, OMPP

On behalf of the Family and Social Services Administration, Office of Medicaid Policy and Planning, I am submitting this memo to the Administrative Rules Oversight Committee pursuant to IC 4-22-2-19(c). In 2001, The General Assembly enacted P.L.287-2001 adding IC 12-15-41 and establishing the "Medicaid buy-in program". The effective date of the statute was July 1, 2001, but the statute specified that the program is to begin July 1, 2002. The agency was unable to formally begin the rulemaking process within 60 days of July 1, 2001. Prior to beginning the formal rulemaking process for this new program, the agency sought input from the Work Incentives Council established by P.L.287-2001, as well as from other groups representing people with disabilities. A notice of intent to adopt a rule implementing the Medicaid was submitted to the Indiana Register November 9, 2001, and published December 1, 2001. The final rule has been adopted, and is awaiting approval by the Attorney General.